

**MINUTES OF THE STANDING COMMITTEE  
ON COMMERCE**

**Tuesday, July 24, 2007**

**9:00 a.m.**

**Room 519, House Office Building**

**Chair Meisner** called the Standing Committee on Commerce to order.

**MEMBERS PRESENT:** Reps. Meisner, Robert Jones, Accavitti, Byrum, Clemente, Coulouris, Griffin, Johnson, Sheltroun, Simpson, Valentine, Hildenbrand, Huizenga, Palsrok, Stakoe, Rick Jones, Meltzer (17/19)

**MEMBERS ABSENT/EXCUSED:** Reps. Dean and Knollenberg (2/19)

**Representative Robert Jones** moved to adopt the minutes from the meeting held on June 27, 2007. Hearing no objection, the motion prevailed with unanimous consent.

The **Chair** laid **House Bills 4163** and **4816** before the committee.

HB 4163    Clack                      Health; smoking; smoke-free workplace; require.

HB 4816    Clack                      Food; service establishments; compliance with state or local laws, codes, ordinances, rules, or regulations in order to be licensed; require.

**Chair Meisner** explained the intent of a proposed **Substitute (H-3)** to **House Bill 4163**.

**Donald McGrath**, representing the Blue Midnight Hookah Lounge, testified on **House Bill 4163** and answered questions. He also submitted written material.

**Aaron Tabor**, representing the Michigan Moose Association, submitted a testimony card in opposition to **House Bill 4163**, as written, but did not wish to speak.

Written material was also submitted by **Representative Byrum** and the Substance Abuse Advisory Council of Montcalm County.

**Representative Clack** explained the intent of **House Bill 4816**.

The **Chair** announced that the committee would go at ease, the time being **9:21 a.m.**

**Chair Meisner** called the committee to order, the time being **9:25 a.m.**

**Representative Robert Jones** moved to adopt **Substitute (H-3)** to **House Bill 4163**.

**FAVORABLE ROLL CALL:**

**YEAS:** Reps. Meisner, Robert Jones, Accavitti, Byrum, Coulouris, Griffin, Johnson, Sheltroun, Simpson, Valentine, Stakoe (11/19)

**NAYS:** Reps. Hildenbrand, Huizenga, Palsrok, Rick Jones, Meltzer (5/19)

**PASS:** None (0/19)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

**Representative Rick Jones** offered the following amendment to **House Bill 4163 (H-3)**:

1. Amend page 3, following line 16, by inserting:

**“(iv) A HOLDER OF AN ON-PREMISES LICENSE ISSUED UNDER THE MICHIGAN LIQUOR CONTROL CODE OF 1998, 1998 PA 58, MCL 436.1101 TO 436.2303.**

**(v) A CASINO REGULATED BY THIS STATE UNDER THE MICHIGAN GAMING CONTROL AND REVENUE ACT, THE INITIATED LAW OF 1996, MCL 432.201 TO 432.226.**

**(vi) A FRATERNAL ORGANIZATION, PRIVATE CLUB, BANQUET FACILITY, OR OTHER ESTABLISHMENT NOT IN FACT OPEN TO THE PUBLIC.**

**(vii) AN ORGANIZATION OF THE VETERANS OF FOREIGN WARS, THE AMERICAN LEGION, OR ANY OTHER WAR VETERANS’ ORGANIZATION.”.**

**Representative Rick Jones** moved to adopt the amendment.

**UNFAVORABLE ROLL CALL:**

**YEAS:** Reps. Hildenbrand, Stakoe, Rick Jones (3/19)

**NAYS:** Reps. Meisner, Robert Jones, Accavitti, Byrum, Coulouris, Griffin, Johnson, Sheltroun, Simpson, Valentine, Huizenga, Palsrok, Meltzer (13/19)

**PASS:** None (0/19)

An insufficient number of members voting in the affirmative, the **motion did not prevail**.

**Representative Robert Jones** moved to report **House Bill 4163**, with recommendation, as **Substitute (H-3)**.

**FAVORABLE ROLL CALL:**

**YEAS:** Reps. Meisner, Robert Jones, Accavitti, Byrum, Coulouris, Griffin, Johnson, Sheltroun, Simpson, Valentine, Palsrok, Stakoe (12/19)

**NAYS:** Reps. Hildenbrand, Huizenga, Rick Jones, Meltzer (4/19)

**PASS:** Rep. Clemente (1/19)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

**Representative Valentine** moved to report **House Bill 4816** with recommendation.

**FAVORABLE ROLL CALL:**

**YEAS:** Reps. Meisner, Robert Jones, Accavitti, Byrum, Coulouris, Griffin, Johnson, Sheltroun, Simpson, Valentine, Palsrok, Stakoe (12/19)

**NAYS:** Reps. Hildenbrand, Rick Jones, Meltzer (3/19)

**PASS:** Reps. Clemente and Huizenga (2/19)

A sufficient number of members voting in the affirmative, the **motion prevailed**.

**Representative Griffin** moved to excuse absent members. Hearing no objection, **Chair Meisner** excused **Representatives Dean** and **Knollenberg**.

There being no further business to come before the committee, the **Chair** declared the meeting adjourned, the time being **9:43 a.m.**

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**Representative Andy Meisner, Chair**

Jean Hamelin, Committee Clerk  
(517) 373-5632